

## **RESOLUTION NO. 2022-14**

### **A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CATHEDRAL CITY, CALIFORNIA, ESTABLISHING PENALTIES AND FINES FOR VIOLATION OF CITY SHORT TERM VACATION RENTAL REGULATIONS**

**WHEREAS**, on October 9, 2020, the City Council adopted Resolution No. 2020-45 establishing a fee schedule for violations of the City's Short Term Vacation Rental (STVR) regulations; and

**WHEREAS**, on September 9, 2020, the City Council adopted Resolution No. 2020-52 to clarify that the fines, penalties and other charges for violation of the City's STVR regulations established by Resolution No. 2020-45 apply to violations of the STVR regulations regardless of the outcome of the referendum petition; and

**WHEREAS**, the City Council desires to establish a new resolution establishing a revised fee schedule for violations of the City's Short Term Vacation Rental (STVR) regulations, in light of a proposed amendment to such regulations.

**NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF CATHEDRAL CITY, DOES HEREBY RESOLVE, DETERMINE AND ORDER AS FOLLOWS:**

#### **SECTION 1. INCORPORATION OF RECITALS**

The City Council hereby finds the recitals set forth above to be true and correct.

#### **SECTION 2. ESTABLISHMENT OF FINES, PENALTIES AND OTHER CHARGES FOR**

to Section 5.96.070(A) of the Cathedral City Municipal Code, any person in **VIOLATION OF CHAPTER 5.96 OF THE CATHEDRAL CITY MUNICIPAL CODE**

- A. Pursuant to a violation of any provision of Chapter 5.96 of the Cathedral City Municipal Code or term or condition of a permit shall be subject to the following penalties except as indicated in B, C and D below:
1. First violation: \$1000.00.
  2. Second violation: \$3,000.00.
  3. Third violation: \$5,000.00 and suspension of the permit.
- B. Any person who operates and/or advertises a STVR without a permit, in violation of Section 5.96.040(C) of the Cathedral City Municipal Code shall be subject to the following penalties:
1. Any past transient occupancy tax, including penalties and interest.
  2. First violation: \$5,000.00 and future denial of permit authorizing STVR operation within the City, for a period of one (1) year.
  3. Second violation: \$10,000.00.
  4. Third and subsequent violations: \$15,000.00

- C. Pursuant to Section 5.96.070(F) of the Cathedral City Municipal Code, any individual who lodges a false complaint regarding a STVR shall be subject to the following fines:
1. First violation: \$100.00.
  2. Second violation: \$250.00.
  3. Third and subsequent violations: \$500.00.
- D. Pursuant to Section 5.96.070(B)(5) of the Cathedral City Municipal Code, Each and every violation by a Hosting Platform carries a fine of no less than \$1,000 per violation per day.

### **SECTION 3. EFFECTIVE DATE**

This Resolution shall take effect on March 23, 2022. This Resolution shall supersede Resolution No. 2020-052.

### **SECTION 4. CERTIFICATION**

The City Clerk shall attest to and certify the vote adopting this Resolution.

**PASSED, APPROVED AND ADOPTED** at a regular meeting of the City Council of the City of Cathedral City held on this 23rd day of March, 2022, by the following vote:

Ayes: Councilmembers Gregory, Ross and Carnevale; Mayor Pro Tem Lamb and Mayor Gutierrez

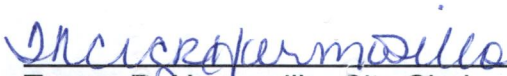
Noes: None

Absent: None

Abstain: None

  
Ernesto M. Gutierrez, Mayor

ATTEST:

  
Tracey R. Hermosillo, City Clerk

APPROVED AS TO FORM:

  
Eric S. Vail, City Attorney